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5 IN THE UNITED STATES DISTRICT COURT
6 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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8 IN RE: TFT-LCD (FLAT PANEL) ANTITRUST No. M 07-1827 SI
9 LITIGATION MDL No. 1827

10 _____/
11 This Order Relates To:

12 *Best Buy Co., Inc. v. AU Optronics Corp.,*
13 *et al.,*
Case No. 10-CV-4572 SI

14 *Best Buy Co., Inc. v. Toshiba Corp., et*
15 *al.,*
Case No. 12-CV-4114 SI

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20 SPECIAL VERDICT

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22 We the jury unanimously find as follows on the questions submitted to us:
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Question 1: Did Best Buy prove, by a preponderance of the evidence and in accordance with the instructions given to you, that Toshiba knowingly participated in a conspiracy to fix, raise, maintain or stabilize the prices of TFT-LCD panels?

Yes

No

Question 2: Did Best Buy prove, by a preponderance of the evidence and in accordance with the instructions given to you, that HannStar knowingly participated in a conspiracy to fix, raise, maintain or stabilize the prices of TFT-LCD panels?

Yes

No

If your answer to either Question 1 or 2 is “Yes,” please answer the next question. If your answers to both Questions 1 and 2 are “No,” please go to the end of the verdict form, and sign and date it where indicated.

Question 3: Did Best Buy prove, by a preponderance of the evidence and in accordance with the instructions given to you, that the conspiracy involved TFT-LCD panels and/or finished products (e.g., notebook computers, computer monitors, televisions, camcorders, cell phones and digital cameras containing TFT-LCD panels) imported into the United States?

Yes

No

If your answer to this question is “Yes,” please answer the next question. If your answer to this question is “No,” please go to Question 5.

Question 4: Did Best Buy prove, by a preponderance of the evidence and in accordance with the instructions given to you, that the conspiracy involving these imported TFT-LCD panels and/or finished products produced substantial intended effects in the United States?

Yes

No

Please answer the next question.

Question 5: Did Best Buy prove, by a preponderance of the evidence and in accordance with the instructions given to you, that the conspiracy involved conduct which had a direct, substantial and reasonably foreseeable effect on trade or commerce in the United States?

Yes

No

If your answer to either Question 4 or Question 5 is “Yes,” please answer the next question. If your answers to both Question 4 and Question 5 are “No,” please go to the end of the verdict form, and sign and date it where indicated.

Question 6: Do you find, based on the preponderance of the evidence and in accordance with the Court's instructions, that Best Buy discovered the conspiracy to fix the prices of TFT-LCD panels prior to September 15, 2005?

Yes

No

If yes, in what month and year did Best Buy discover the conspiracy?

Month

Year

If your answer to Question 6 is "No," please answer the next question. If your answer to Question 6 is "Yes," please go to Question 8.

Question 7: Do you find, based on the preponderance of the evidence and in accordance with the Court's instructions, that Best Buy discovered the conspiracy to fix the prices of TFT-LCD panels prior to February 5, 2006?

Yes

No

If yes, in what month and year did Best Buy discover the conspiracy?

Month

Year

Question 8: Did Best Buy prove, by a preponderance of the evidence and in accordance with the instructions given to you, that it was injured as a result of the conspiracy in which one or both of the defendants knowingly participated?

Yes

No

If your answer to this question "Yes," please answer the next question. If your answer to this question is "No," please go to the end of the verdict form, and sign and date it where indicated.

Question 9: For Best Buy's direct purchases only, what is the amount of damages Best Buy proved, by a preponderance of the evidence and in accordance with the Court's instructions, that it suffered as a result of the conspiracy?

\$ _____
(Please fill in a dollar amount total)

Question 10: For Best Buy's indirect purchases only, what is the amount of damages Best Buy proved, by a preponderance of the evidence and in accordance with the Court's instructions, that it suffered as a result of the conspiracy?

\$ _____
(Please fill in a dollar amount total)

Date: _____

FOREPERSON